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United States District Court
Eastern District of Pennsylvania

FILED

AUG - 7 2018

KATE BARKMAN, Clerk
By _____ Dep. Clerk

Charles Talbert . Civil Action
v. . No. 18-1620-MAK
Blanche Carney, et al. . Amended Complaint

1. Plaintiff, at the time of occurrence, was a pretrial detainee, at the Philadelphia Department of Prisons (PDP).
2. Blanche Carney (Carney), is the Prison Commissioner of the PDP.
3. Gerald May (May), at the time of occurrence, was Warden of the Philadelphia Corran-Fromhold Correctional Facility (CFCF).
4. Terrance Clark (Clark), at the time of occurrence, was the Warden of the Philadelphia Detention Center (DC).
5. On or about October 31, 2017, Plaintiff was sent to CFCF, where May was the Warden and Carney was the Commissioner.
6. Shortly thereafter, Plaintiff was transferred from the CFCF Intake Unit to the CFCF general population unit.
7. A day after Plaintiff was taken to the CFCF general population unit, he was transported to the DC under Administrative Segregation.

8. Defendants, Carney, May, and Clark, all had actual knowledge of Plaintiff being moved from the CFCF general population unit, to the DC Administrative segregation unit, by way of Plaintiff's grievances, and/or by way of said Defendants being notified through chain-of-command, in which the Defendants had to approve of Plaintiff being moved from general population, to Administrative segregation.
9. Said Defendants, have in place, an unconstitutional practice of violating Plaintiff's procedural due process rights, by way of placing Plaintiff into Administrative segregation, without any notice, hearing, or chance to be removed from Administrative segregation.
10. Defendants, placed, had placed, and/or knew of Plaintiff being placed into Administrative segregation, without due process, and intentionally and maliciously condoned such confinement by turning a blind-eye and not fixing the issue.
11. Defendants, left Plaintiff in Administrative segregation, indefinitely without any intention on letting him back into the general population.
12. Defendants' actions, as aforementioned, demonstrates a plausible claim for retaliation, by way of wanting to punish Plaintiff for exercising his First Amendment right to file other lawsuits, prior to this, against them, for

similar conduct.

13. By Defendants, being in charge of being the Administration of CFCF, and DC, with final authority to place Plaintiff from general population, to administrative segregation, without Plaintiff having notice or a hearing, makes them part of a "conspiracy", to retaliate, and/or violate his procedural due process rights to the Fourteenth Amendment.

14. While Plaintiff was housed indefinitely under administrative segregation, he was subject to the lack of:

- (A) outdoor and/or out-of-cell exercise;
- (B) an uninfested; eating, sleeping, showering, and recreational area; and
- (C) lack of Islamic religious material and/or religious teacher of Islam.

15. Additionally, Plaintiff acquired severe chronic lower back pain and spasms to his pre-condition; sore body; suicidal issues; post traumatic stress; and major mental anguish.

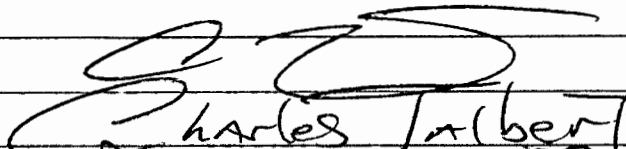
16. Plaintiff's commissary was eaten and/or destroyed by mice and roaches, costing him hundreds of dollars of financial loss.

WHEREFORE, Plaintiff demands judgment against Defendants in the form of:

- (A) compensatory damages: 500,000.00.
- (B) punitive damages: \$500,000.00.
- (C) Aggravated damages: \$300,000.00.
- (D) court costs; and
- (E) any other relief this Honorable

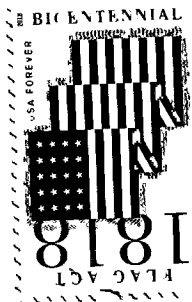
Court seems appropriate.

I hereby verify under penalty of perjury that the above facts is true and correct.


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Pro Se Plaintiff

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U.S.M.S.
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